

PROCEEDINGS OF THE GREEN COUNTY BOARD OF SUPERVISORS

February 13, 2018

Arthur Carter, Chair, called the meeting to order at 7:00 pm.

The Clerk read the roll with 27 present, and 3 absent being Borowski, Everson and Stettler.

The Board recited the Pledge of Allegiance.

Motion by Guth, seconded by Leonard to approve the minutes of the January 9, 2018 meeting. Motion carried by a unanimous voice vote.

RESOLUTION 2-1-18

Resolution Awarding Highway Contract in Excess of \$75,000

WHEREAS, County Code Section 1-11-2, entitled COUNTY PURCHASES AND CONTRACTS, provides for review, approval and execution of all county contracts and purchases necessary to carry out approved budget operations; and

WHEREAS, Section 1-11-2(A)(4) states: Cost or price in excess of seventy-five thousand dollars (\$75,000.00), recommendation by the appropriate department head and the supervisory committee to the full County Board and approval by the full Board before the purchase is made. Execution of the contract documents shall be by the Green County Board Chair and the appropriate committee chair, after the document has been reviewed by the Green County Corporation Counsel; and

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Green County Highway Committee for the purchase of the following equipment:

<u>Vendor</u>	<u>Equipment</u>	<u>Cost</u>
Aring Equipment Company	Asphalt Paver	\$365,000.00

SIGNED: GREEN COUNTY HIGHWAY COMMITTEE:

Ray Francois, Chair

Cal Wickline

Harvey Mandel, Vice Chair

Russ Torkelson

REVIEWED AND APPROVED BY:

Ray Francois, Highway Committee Chair

Arthur Carter, County Board Chair

Brian Bucholtz, Corporation Counsel

Motion by Torkelson, seconded by Francois to approve Resolution 2-1-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-3-18

NOTICE OF DISALLOWANCE OF NOTICE OF CLAIM

Dinyel Walrath and the Estate of Dylan J. Anderson

WHEREAS, a Notice of Claim was received on January 11, 2018, in the office of the Green County Clerk; and

WHEREAS, said Notice of Claim demands compensation be paid to claimants Dinyel Walrath and the estate of Dylan J. Anderson; and

WHEREAS, after review of this matter by the Corporation Counsel's office and the County's insurance carrier, said offices recommend that this claim be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the Notice of Claim submitted by Dinyel Walrath and the Estate of Dylan J. Anderson is hereby **DENIED AND DISALLOWED** and no action on these claims may be brought against Green County or any of its officers, agents, or employees after six (6) months from the date of service of this notice, pursuant to §893.80, Wis. Stats.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Claimants, Dinyel Walrath and the Estate of Dylan J. Anderson via certified mail, return receipt requested, as a notice of disallowance pursuant to §893.80, Wis. Stats.

SIGNED: AUDITING, BONDING AND CLAIMS COMMITTEE

Karl Blumer

Jerry Guth

Motion by Guth, seconded by Roth to approve Resolution 2-3-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-4-18

Resolution Adopting "All Hazards Mitigation Plan Revision"

WHEREAS, County of Green recognizes the threat that natural and technological hazards pose to people and property; and

WHEREAS, undertaking hazard mitigation actions prior to the occurrence of disasters will reduce the

potential for harm to people and property and save tax dollars; and

WHEREAS, an adopted all hazards mitigation plan is required as a condition of future grant funding for mitigation projects; and

WHEREAS, County of Green participated jointly in the planning process with the other units of government within Green County to prepare an *All Hazard Mitigation Plan Revision* as an official plan.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the Board hereby adopts the Green County All Hazards Plan Revision as an official plan, available for review at the Green County Sheriff or Emergency Management offices or on the Emergency Management website at greencountyem.com; and

BE IT FURTHER RESOLVED, that Green County Emergency Management will submit, on behalf of the participating municipalities, the adopted All Hazards Mitigation Plan Revision and their formal resolutions to adopt the plan, to Wisconsin Emergency Management and Federal Emergency Management Agency officials for final review and approval.

SIGNED: LAW ENFORCEMENT & PUBLIC SAFETY COMMITTEE:

Richard Thoman, Chair

Sherri Fiduccia

Paul Beach

Ted Fahey

Calvin Wickline

Motion by Thoman, seconded by Fiduccia to approve Resolution 2-4-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-5-18

Resolution Approving Emergency Service Grant Application

WHEREAS, the Finance and Accounting Committee adopted a Grant Application and Acceptance procedure at its August 2, 2005 meeting, which states that grants over ten thousand dollars (\$10,000.00) shall be subject to County Board consideration before acceptance, after approval by the oversight committee and Finance Committee; and

WHEREAS, County Code Section 2-12-1, entitled COUNTY BOARD APPROVAL, provides for County Board approval of programs or services within Green County which are funded by other than County funds and revenues.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the appropriate oversight committees and the Finance and Accounting Committee for approval of the following grant application and amend the departmental budget as follows:

Department	Grant Amount					Purpose
Emergency Services	<u>Revenues</u>	<u>Account</u>	<u>Original Budget</u>	<u>Amt of Increase</u>	<u>Amended Budget</u>	Training Exercise
	State Aid	426160-320	\$6,000	\$5,181	\$11,181	
	<u>Expenses</u>					
	Training Accts	526160-210	\$6,000	\$5,181	\$11,181	

SIGNED: FINANCE AND ACCOUNTING COMMITTEE:

Dennis Everson, Chair

Jerry Guth

Arthur Carter

Kate Maresch

Steve Borowski

Motion by Thoman, seconded by Guth to approve Resolution 2-5-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-6-18

Resolution Providing For The Joinder Of Green County, Wisconsin To The WISCONSIN RIVER RAIL TRANSIT COMMISSION

WHEREAS, the Principle Rail Line Segments formerly owned by the Chicago, Milwaukee, St. Paul and Pacific Railroad (Milwaukee Road) located between Prairie du Chien and Madison, WI, Janesville and Monroe, WI, and Janesville, WI and Fox Lake, Illinois, were abandoned by said railroad in the year 1980; and

WHEREAS, on behalf of the counties of Iowa, Grant, Crawford, Richland, Sauk and Dane, the Wisconsin River Rail Transit Commission (the "Commission") was formed in March of 1980 for the purpose of

providing for the continuation of branch line rail service between Prairie du Chien, WI and Fox Lake, Illinois with authority to acquire use of this line by purchase, lease, or otherwise and to provide for the operation of freight rail service thereon by contract or otherwise; and

WHEREAS, since the creation of the Commission, the counties of Rock, Walworth, Waukesha and Jefferson have joined the Commission and the county of Richland has withdrawn from the Commission; and

WHEREAS, pursuant to Section 66.0301 and 59.58(2)(j), Wis. Stats., counties have the authority to acquire a railroad system for transportation of freight within the county or between counties; and

WHEREAS, it is essential from the standpoint of the welfare and to the best interests of the counties and the inhabitants thereof that the railroad service on said line be retained as an active public railroad corridor; and

WHEREAS, the Wisconsin River Rail Transit Commission has contracted, through the execution of a 50-year operating agreement, with the Wisconsin & Southern Railroad to operate the short-line railroad currently under ownership of the Wisconsin River Rail Transit Commission and the Wisconsin Department of Transportation (WisDOT); and

WHEREAS, a portion of the rail line currently under ownership of the Commission and its member counties and WisDOT, is located in Green County; and

WHEREAS, ever since its creation in 1980, the Commission and its member counties have experienced substantial economic benefits from the continuation of freight rail transportation and from the strong leadership from member counties as well as from local units of governments within the counties; and

WHEREAS, in order to represent freight rail shippers and other customers along the rail line in Green County, it is imperative to have strong leadership from the Green County Board; and

WHEREAS, a copy of a proposed contract describing the terms of membership of Green County in the Wisconsin River Rail Transit Commission is attached hereto and made a part hereof, as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED, that the Green County Board of Supervisors in legal session assembled, do hereby authorize the membership of Green County to the Wisconsin River Rail Transit Commission; and

BE IT FURTHER RESOLVED, that the Green County Board of Supervisors does hereby accept the proposed contract and authorize the chairman of the Green County Board of Supervisors and the County Clerk of Green County to execute the attached contract on behalf of Green County; and

BE IT FURTHER RESOLVED, that the Green County Board of Supervisors does hereby authorize the County Board Chairman to appoint three (3) persons who shall be members of the Green County Board of Supervisors to the Commission to be members of the Commission together with one alternate member. The County Board Chairman is further authorized to designate the term of each member appointed.

[Exhibit A published separately in pamphlet format.]

SIGNED: RAILROAD TRANSIT COMMITTEE

Harvey W. Kubly

Oscar Olson

Ron Wolter

Motion by Kubly, seconded by Olson to approve Resolution 2-6-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-7-18

Resolution Designating County Elected Officers Salaries

WHEREAS, the Green County Personnel and Labor Relations Committee is charged with the responsibility for recommending salaries and conditions of office for each new four-year term for County Constitutional Officers; and

WHEREAS, Green County Code section 1-6-1 provides as follows: Upon recommendation of the Personnel and Labor Relations Committee, the Board shall, prior to the earliest time for filing the nomination papers for any elective office to be voted on in the County (other than Supervisors and Circuit Judges), which officers are paid in whole or part from the County Treasury, establish the total annual compensation for services to be paid, pursuant to Section 59.22 of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED, by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Personnel and Labor Relations Committee for the following salary schedule and conditions of office for the four (4) year term commencing the first Monday of January 2019, and continuing until the first Monday of January 2023, for the Green County constitutional offices of:

<u>Current Salary</u>		<u>Proposed Salary</u>		
<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>

Sheriff	\$79,160.16	2018 Salary +Dept Head % Increase	Each Official: 2019 Salary + Percentage of Increase Awarded to Department Heads	Each Official: 2020 Salary + Percentage of Increase Awarded to Department Heads	Each Official: 2021 Salary + Percentage of Increase Awarded to Department Heads
Clerk of Court	\$63,681.15	2018 Salary +Dept Head % Increase			
Coroner	\$39,385.63	2018 Salary +Dept Head % Increase			

SIGNED: PERSONNEL AND LABOR RELATIONS COMMITTEE:

Arthur Carter, Chair	Steve Stettler
Dennis Everson	Herb Hanson
Ray Francois	Richard Thoman
Betty Grotophorst	

Motion by Thoman, seconded by Roth to approve Resolution 2-7-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-8-18

Resolution Approving Human Services Contracts (Over \$75,000)

WHEREAS, County Code Section 1-11-2, entitled COUNTY PURCHASES AND CONTRACTS, provides for review, approval and execution of all County contracts and purchases necessary to carry out approved budget operations; and

WHEREAS, Section 1-11-2(A)(4) STATES: Cost or price in excess of seventy-five thousand dollars (\$75,000.00), recommendation by the appropriate department head and the supervisory committee to the full County Board with approval by the full Board before the purchase is made. Execution of the contract documents shall be by the Green County Board Chair and the appropriate Committee Chairperson, after the document has been reviewed by the Green County Corporation Counsel.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Human Services Board for the contracting of services with the following agencies for the contract year 2018:

Christian Seamster	CCS Service Facilitation	\$79,100.00
Nancy Lamon	CCS Service Facilitation	\$77,800.00

SIGNED: GREEN COUNTY HUMAN SERVICES BOARD:

Herb Hanson, Chair	Beth Luchsinger
Jerry Guth, Vice-Chair	Michael Fungal
Russ Torkelson	Kate Maresch
Sandy Horn	Emily Zarling
Anita Huffman	

REVIEWED AND APPROVED BY:

Herb Hanson, Human Services Board Chair
Arthur Carter, County Board Chair
Brian Bucholtz, Corporation Counsel

Motion by Hanson, seconded by Guth to approve Resolution 2-8-18. Motion carried by a unanimous voice vote.

RESOLUTION 2-9-18

Resolution Approving Fund Transfer for District Attorney Special Prosecutor

WHEREAS, the District Attorney's office is requesting funding for a special prosecutor, Jeffery D. Kohl, in the case of the State of Wisconsin vs. Casey J. Shelton, Green County Case Number 2007CF00068; and

WHEREAS, the cost of the special prosecutor is \$10,000 to assist in defense of this prior court conviction.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Finance and Accounting Committee for the fund transfer from the General Fund to the Prosecution Fund Account in the amount of ten thousand dollars (\$10,000.00) for the purpose of prosecution of this case.

SIGNED: FINANCE AND ACCOUNTING COMMITTEE:

Dennis Everson, Chair	Jerry Guth
Steve Borowski	Arthur Carter
Kate Maresch	

Motion by Guth, seconded by Maresch to approve Resolution 2-9-18. Motion carried by a unanimous voice vote.

ORDINANCE 18-0201

Modification of Official County Newspaper

WHEREAS, the Green County Finance and Accounting Committee has general supervision over County spending and investments; and

WHEREAS, the Green County Finance and Accounting Committee as determined that the official county newspaper in which the majority of all required publications notices will be The Monroe Times; and

WHEREAS, after review of the Green County Code, the Green County Finance and Accounting Committee has indicated that the Green County Code is in need of updating; and

NOW, THEREFORE, BE IT ORDAINED by the Green County Board of Supervisors, in legal session assembled, that the following additions, deletions and corrections be made to Title 1 of the Green County Code.

1-5-3: PUBLICATION OF BOARD PROCEEDINGS

- A. Official minutes of any County Board session, along with any additions or corrections to be considered as the first order of business at the following session, shall be printed, and published in The ~~Independent Register~~ Monroe Times. (R5-13-69; amd. 1982 Code; Amd Ord. 97-0110, 1-14-97)
- B. To hold printing and publishing costs to a minimum, publication of the Green County Board minutes shall be limited to: ordinances, resolutions, reports, supplementary reports and actions of the Board and any other documents required to be published or printed by law. (R11-12-73, eff. 10-30-73; amd. 1982 Code; Amd. Ord. 97-0110, 1-14-97).
- C. The ~~Independent Register~~ Monroe Times is hereby designated as the official County newspaper for all election notices, legal notices or advertisements, as shall be authorized or required to be published or printed by law, the Green County Board, the Green County Code, and Departments of Green County, unless otherwise specifically required by law. (Ord. 97-0110, 1-14-97).

BE IT FURTHER ORDAINED that this amendment shall take effect on April 17, 2018; and

BE IT FURTHER ORDAINED that this Ordinance shall be published in the official newspaper of the County.

SIGNED: FINANCE AND ACCOUNTING COMMITTEE:

Dennis Everson, Chair

Jerry Guth, Vice-Chair

Steve Borowski

Arthur Carter

Kate Maresch

Motion by Guth, seconded by Maresch to approve Ordinance 18-0201. After much discussion, motion by Roth, seconded by Grotophorst to send the ordinance back to the Finance Committee. Motion carried by a majority roll call vote of 16 yes votes and 11 no votes being Torkelson, Beach, Carter, Fiduccia, Furgal, Glynn, Guth, Luchsinger, Maresch, Neuenschwander, and Rufenacht.

There were no appointments or out of state travel requests for the board's consideration.

Motion by Grotophorst, seconded by Mandel to adjourn at 8:04 pm. Motion carried.

STATE OF WISCONSIN)
)SS
COUNTY OF GREEN)

I, Michael J. Doyle, County Clerk, in and for said County, do hereby certify that the above and foregoing is a true and correct copy of the proceedings of the County Board of Supervisors of Green County, Wisconsin, on their meeting of February 13, 2018, A.D.

Michael J. Doyle
Green County Clerk